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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 RUSLAN KHOLYAVKIN,

13 Plaintiff,

14 v.

15 Department of Homeland Security, MICHAEL
16 CHERTOFF, Secretary; U.S. Attorney General,
ALBERTO GONZALES; United States
17 Citizenship and Immigration Services,
EMILIO T. GONZALEZ, Director; United
18 States Citizenship and Immigration Services,
ALFONSO AGUILAR, Chief; United States
19 Citizenship and Immigration Services, DAVID
STILL, District Director,

20 Defendants.
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No. C 06-7722 BZ

**STIPULATION TO DISMISS; AND
~~PROPOSED~~ ORDER**

22 Plaintiff, by and through his attorneys of record, and Defendants, by and through their
23 attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the
24 above-entitled action without prejudice in light of the fact that the United States Citizenship and
25 Immigration Services is now prepared to grant Plaintiff's application for naturalization and agrees
26 to do so within 14 days of the dismissal of this action. The parties ask the the May 16, 2007
27 hearing on Defendants' motion for remand be vacated.

28 Each of the parties shall bear their own costs and fees.

Stipulation to Dismiss
C06-7722 BZ

1 Dated: May 9, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS
3 United States Attorney

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5 /s/
6 ILA C. DEISS
7 Assistant United States Attorney
8 Attorney for Defendants

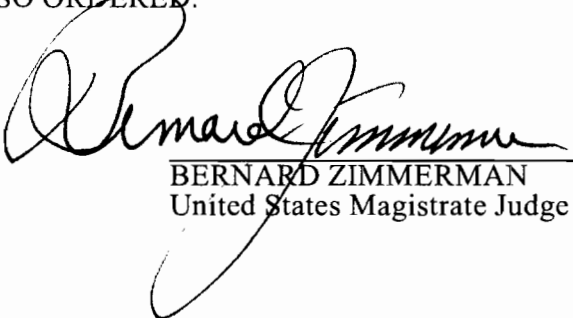
9 Dated: May 9, 2007

10 /s/
11 MONICA KANE
12 Attorney for Plaintiff

13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED.

15 Date: 10 May 07

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17 BERNARD ZIMMERMAN
18 United States Magistrate Judge
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